

JC712
03/09/00

(1) (c)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. PTO
jc135 09/522342
03/09/00

Doct No. A-63670/FMS/DAV

Anticipated Classification of
This Application:

Class: Subclass:

Prior Application:

Examiner:

Art Unit:

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Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a request for filing an

- Original
 Continuation
 Divisional
 Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of TIMOTHY A. STEWART and
ELIZABETH TOMLINSON for FIBROBLAST GROWTH FACTOR-19 (FGF-19) NUCLEIC ACIDS AND
POLYPEPTIDES AND METHODS OF USE FOR THE TREATMENT OF OBESITY.

1. (a) Enclosed is a new application.
- (b) Enclosed is a continuation-in-part application.
- (c) Enclosed is a copy of the prior application.

2. (a) _____ Enclosed is a new Declaration.
(b) _____ Enclosed is a copy of the prior executed Declaration as originally filed.

3. (a) _____ Enclosed is a Small Entity Affidavit.
(b) _____ A Small Entity Affidavit is of record in the prior application.

4. The filing fee is calculated below:

Claims as filed in the prior application, less any claims canceled by amendment below:

	(Col. 1)	(Col. 2)	<u>SMALL ENTITY</u>	OTHER THAN A <u>SMALL ENTITY</u>
FOR:	<u>NO. FILED</u>	<u>NO. EXTRA</u>	<u>DATE</u>	<u>DATE</u>
BASIC FEE			\$345	\$690
TOTAL CLAIMS	-20	*	x 9 = \$	x 19 = \$
INDEP CLAIMS	-3	*	x 39 = \$	x 78 = \$
[] MULTIPLE DEPENDENT CLAIM PRESENTED			+130 = \$	+260 = \$
* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.			<u>TOTAL</u> \$	<u>TOTAL</u> \$

5. _____ The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300.

6. X NO filing fee is enclosed.

7. _____ Cancel in this application original claims _____ of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)

8. _____ Amend the specification by inserting before the first line the sentence:

--This is a ___ continuation ___ division ___ continuation-in-part
of pending application Serial No. _____, filed _____.

9. (a) X Ten (10) sheets of drawings are enclosed.

10. (a) Priority of application Serial No. _____ filed on _____
in _____ is claimed under 35
U.S.C. 119.

10. The certified copy has been filed in prior application
Serial No. _____ filed on _____.

11. An Assignment is enclosed.

12. The prior application is assigned of record to _____.

13. A Power of Attorney by Assignee is enclosed.

14. The power of attorney in the prior application is to:

_____ (name)

_____ (address)

(a) The power appears in the original papers in the prior application.

(b) Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

(c) Address all future communications to:

FLEHR HOHBACH TEST ALBRITTON & HEFBERT LLP
Suite 3400, Four Embarcadero Center
San Francisco, California 94111-4187
Telephone: (415) 781-1989

15. A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

16. A Prior Art Statement is enclosed.

7. _____ I hereby verify that the attached papers are a true duplicate
of prior application Serial No. _____ as originally filed on
_____.

Date: March 9, 2000

Dolly A. Vance
Dolly A. Vance
Registration No. 39,054

FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP
Suite 3400, Four Embarcadero Center
San Francisco, California 94111-4187